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Attorneys for the Plaintiff

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FUZZYSHARP TECHNOLOGIES INCORPORATED,

Civil Action No. 07-05948 SBA

Plaintiff,

VS.

3DLABS INC., LTD.

and

SUN MICROSYSTEMS, INC.

Defendant.

**NOTICE OF WITHDRAWAL OF
THE MOTION TO AMEND
COMPLAINT, AND PROPOSED
ORDER**

Date: September 23, 2008

Time: 1:00 p.m.

NOW COMES Plaintiff FUZZYSHARP TECHNOLOGIES INCORPORATED,

(“FST”), through its attorneys give Notice of the Withdrawal of the requested Hearing for September 23, 2008 at 1:00 p.m.

The date of the proposed Motion Hearing inadvertently did not provide 3DLabs Inc., Ltd. a reasonable time for preparing an opposition.

Leave to refile the proposed Motion is respectfully reserved.

THE PLAINTIFF
FUZZYSHARP TECHNOLOGIES
INCORPORATED

/s/

David Fink